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Corporate Patent Counsel
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In re Application of	:	
YASUI, Masaru, et al..	:	
Application No.: 09/890,214	:	COMMUNICATION
PCT No.: PCT/EP00/11920	:	REGARDING RENEWED
Int. Filing Date: 29 November 2000	:	SUBMISSION UNDER
Priority Date: 30 November 1999	:	37 CFR 1.42
Attorney Docket No.: PHJ 99-026	:	
For: INTERPOLATION METHOD FOR A VIDEO	:	
SIGNAL, AND DISPLAY DEVICE WITH	:	
FUNCTION OF INTERPOLATION FOR A VIDEO	:	
SIGNAL	:	

In a decision mailed 19 December 2001, this Office dismissed the declaration filed by applicants on 26 July 2001 for failure to satisfy 37 CFR 1.497. Specifically, the declaration, which was executed by the two surviving co-inventors and by Akihiko MIYAZAKI as legal representative of the estate of deceased co-inventor Takeo KAMIYA, did not set forth the citizenship or residence address of the legal representative, as required by 37 CFR 1.497(b)(2).

On 30 January 2002, applicants filed the "Renewed Submission Under 37 CFR 1.42" considered herein. This submission included a declaration executed by Akira KAMIYA as legal representative and sole heir of deceased co-inventor Takeo KAMIYA and it included the required citizenship and residence information for the legal representative and the deceased inventor. However, this declaration does not set forth the names of the two surviving inventors. Accordingly, this new declaration fails to identify all the inventors and therefore is unacceptable under 37 CFR 1.497.

Based on the above, applicant has not yet submitted a declaration executed on behalf of the deceased inventor under 37 CFR 1.42 and satisfying the requirements of 37 CFR 1.497.

It is noted that the present declaration can not be taken in combination with the previously filed declaration because the two declarations were not executed on behalf of the deceased inventor by the same person (the 26 July 2001 declaration was signed by Akihiko MIYAZAKI; the 30 January 2002 declaration was signed by Akira KAMIYA).

Based on the above, the declaration filed on 30 January 2002 under 37 CFR 1.42 is **DISMISSED** without prejudice.

Applicants have **2) MONTHS** from the mailing date of this communication to submit a proper response under 37 CFR 1.42 and 37 CFR 1.497. Failure to provide a proper and timely response will result in abandonment.

A proper response must include an acceptable declaration properly executed under 37 CFR 1.42 and in compliance with 37 CFR 1.497. The declaration must identify all the inventors and it must include all information required by 37 CFR 1.497, including the citizenship, post office address, and residence information for the deceased inventor and the legal representative. The declaration must be executed by the proper legal representative of the deceased inventor (apparently Akira KAMIYA), and not by another person acting on behalf of the legal representative (i.e., Akihiko MIYAZAKI).

Any further correspondence with respect to this matter should be addressed to the Assistant Commissioner for Patents, Box PCT, Washington, D.C. 20231, with the contents of the letter marked to the attention of the PCT Legal Office.



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